



## SECTION SF 30 BLOCK 14 CONTINUATION PAGE

**SUMMARY OF CHANGES**

## SECTION SF 30 - BLOCK 14 CONTINUATION PAGE

The following have been added by full text:

AMENDMENT 0006

1. The following change shall be made to the specifications:

Specifications

1. Section 00800, paragraph 48.b.(1). Delete in its entirety and replace with new paragraph below:

b. (1) The sum of \$10,000 has been reserved for this contract and is available for payments to the Contractor during the current fiscal year. It is expected that Congress will make appropriations for future fiscal years from which additional funds will be reserved for this contract.

2. Section 16200, paragraph 2.2.21.1. Delete second sentence in its entirety and replace with the following:

A span of 20 feet, which exceeds the expected variations in water level, shall be provided for the lake-level transducers.

2. The following are responses to questions received from bidders (FOR INFORMATIONAL PURPOSES ONLY).

Question No. 1: Specification Section 16200-10, 2.2.21.3 and Section 16798 reference the use of VHF-FM transmitter, can a Spread Spectrum radio be used instead?

Response: VHF was selected due to concerns about line-of-sight for higher frequencies. Bid as shown.

Question No. 2: Drawing E-7 shows Transducer's I/O as digital and analog. What is the need and must the transducer have digital I/O? Also what is the anticipated application of the spare digital I/O indicated?

Response: Digital and analog are required as shown. The spare I/O is required to allow for future expansion.

Question No. 3: Drawing E-3- Can you provide reference for the electrical ratings of the Host motor, so that we may adequately select the size and type of the stator? Also if possible can the wattage of the motor heater be referenced?

Response: See Sheet E-1 for hoist size: 3 horsepower, 480 volts, 3 phase.

Question No. 4: Section 16200-10, 2.2.21.1 Transducers – What is the acceptable specification range for the flow gauge (i.e. similar to information provided for the water level gauge)?

Response: See Sheets H-2, Y-1, and Y-2 for range of hydrologic and hydraulic data.

3. No further questions on this solicitation will be accepted by the Government. Offerors must bid the project as they see it, unless major technical deficiencies are found.

4. This amendment shall be attached to the specifications and shall be a part thereof.

#### SECTION 00010 - SOLICITATION CONTRACT FORM

The required response date/time has changed from 28-Aug-2003 02:00 PM to 08-Sep-2003 02:00 PM.

#### SECTION 00800 - SPECIAL CONTRACT REQUIREMENTS

The following have been added by full text:

##### 52.232-5001 CONTINUING CONTRACTS (MAR 1995)--EFARS

(a) This is a continuing contract, as authorized by Section 10 of the River and Harbor Act of September 22, 1922 (33 U.S. Code 621). The payment of some portion of the contract price is dependent upon reservations of funds from future appropriations, and from future contribution to the project having one or more non-federal project sponsors. The responsibilities of the Government are limited by this clause notwithstanding any contrary provision of the "Payments to Contractor" clause or any other clause of this contract.

(b) The sum of \_\_\_\_\_ \$10,000.00 \_\_\_\_\_ has been reserved for this contract and is available for payments to the contractor during the current fiscal year. It is expected that Congress will make appropriations for future fiscal years from which additional funds together with funds provided by one or more non-federal project sponsors will be reserved for this contract.

(c) Failure to make payments in excess of the amount currently reserved, or that may be reserved from time to time, shall not entitle the contractor to a price adjustment under the terms of this contract except as specifically provided in paragraphs (f) and (i) below. No such failure shall constitute a breach of this contract, except that this provision shall not bar a breach-of-contract action if an amount finally determined to be due as a termination allowance remains unpaid for one year due solely to a failure to reserve sufficient additional funds therefore.

(d) The Government may at any time reserve additional funds for payments under the contract if there are funds available for such purpose. The contracting officer will promptly notify the contractor of any additional funds reserved for the contract by issuing an administrative modification to the contract.

(e) If earnings will be such that funds reserved for the contract will be exhausted before the end of any fiscal year, the contractor shall give written notice to the contracting officer of the estimated date of exhaustion and the amount of additional funds which will be needed to meet payments due or to become due under the contract during that fiscal year. This notice shall be given not less than 45 nor more than 60 days prior to the estimated date of exhaustion.

(f) No payments will be made after exhaustion of funds except to the extent that additional funds are reserved for the contract. The contractor shall be entitled to simple interest on any payment that the contracting officer determines was actually earned under the terms of the contract and would have been made except for exhaustion of funds. Interest shall be computed from the time such payment would otherwise

have been made until actually or constructively made, and shall be at the rate established by the Secretary of the Treasury pursuant to Public Law 92-41, 85 STAT 97, as in effect on the first day of the delay in such payment.

(g) Any suspension, delay, or interruption of work arising from exhaustion or anticipated exhaustion of funds shall not constitute a breach of this contract and shall not entitle the contractor to any price adjustment under the "Suspension of Work" clause or in any other manner under this contract.

(h) An equitable adjustment in performance time shall be made for any increase in the time required for performance of any part of the work arising from exhaustion of funds or the reasonable anticipation of exhaustion of funds.

(i) If, upon the expiration of sixty (60) days after the beginning of the fiscal year following an exhaustion of funds, the Government has failed to reserve sufficient additional funds to cover payments otherwise due, the contractor, by written notice delivered to the contracting officer at any time before such additional funds are reserved, may elect to treat his right to proceed with the work as having been terminated. Such a termination shall be considered a termination for the convenience of the Government.

(j) If at any time it becomes apparent that the funds reserved for any fiscal year are in excess of the funds required to meet all payments due or to become due the contractor because of work performed and to be performed under the contract during the fiscal year, the Government reserves the right, after notice to the contractor, to reduce said reservation by the amount of such excess.

(End of clause)

(End of Summary of Changes)